THE HON'BLE SRI JUSTICE C.V.RAMULU

W.P.No.21585 of 2007

ORAL ORDER:

Heard both sides.

The issue that arises for consideration in this writ petition is squarely covered by the judgment of the apex Court in **DIVISIONAL MANAGER, APSRTC v. P.LAKSHMOJI RAO**[1], wherein it was held as under:

> "In view of the peculiar situation and in order to avoid the anomalies that might otherwise ensue, while we hold that the respondent-employees have failed to establish their legal rights to get the status of regular employees right from the date of their initial appointment on daily wage basis and the respective dates of regularization assigned to the respondents cannot be legally faulted, we are inclined to mould the relief in modification of the directions given in the judgments under appeal and direct as follows:
>
> If any of the Conductors, junior to the respondents in the relevant seniority list of the concerned Division/Region, have got the benefit of seniority and regularization OR are entitled to get the same by virtue of the judgments that have become final, then the respondents who are seniors to them, shall be given the same benefit on the same principle."

Following the principle laid down by the Supreme Court in the above judgment and having regard to the facts and circumstances of this case, the writ petition is disposed of in terms thereof. No order as to costs.

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C.V.RAMULU, J

Date: 11.10.2007
DA

THE HON'BLE SRI JUSTICE C.V.RAMULU

W.P.No.21585 of 2007

11.10.2007

IN THE HIGH COURT OF JUDICATURE OF ANDHRA PRADESH
AT HYDERABAD

THE HON'BLE SRI JUSTICE C.V. RAMULU

W.P.No.21585 of 2007

Date: 11th October, 2007

Between:

G.Bhaskar

.. Petitioner

And

The Regional Manager, APSRTC,
Mahabubnagar Region, Mahabubnagar
and another.

.. Respondents

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[1] 2004(3) ALD 1 (SC)